FARAD CONTINUATION SHEET

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

FA/1711/2005 WITH CA/2793/2005

WITH

FA/1712/2005 WITH CA/2797/2005

WITH

CA/334/2006 & CA/335/2006 IN FAST/1428/2006

WITH

CA/1917/2005 IN FAST/9991/2005

WITH

CA/2794/2005 & CA/2795/2005 IN FAST/12000/2005

WITH

CA/3913/2003 IN FAST/25096/2002

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Mr.A.Y.Sakhare, Sr.Counsel with

Mr.Malandkar for Appellant/BMC.

Mr.Tejas D.Deshmukh for Respondent.

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CORAM: A.M.KHANWILKAR, J.

FEBRUARY 20, 2006.

P.C.

1. Heard. Arguable questions are raised.

2. Admit. Mr.Deshmukh waives notice for Respondent.

3. Insofar as interim relief is concerned, the same is refused on the assurance given by the Respondent that in the event, the Corporation succeeds in the present set of Appeals, the entire amount as will be payable will be deposited within one month from the date of decision of this Court. In the meantime, however, the Appellant will have to give effect to the 2nd proviso to Section 217 of the Mumbai Municipal Corporation Act, 1888,

subject to above.

4. Applications disposed of on the above terms.

A.M.KHANWILKAR, J.